

## REGULAR COUNCIL MEETING AUGUST 14, 2017 7:00 P.M.

The meeting was opened by announcing this was an open meeting of the Common Council. Notice of this meeting was given to the public at least 24 hours in advance of the meeting by forwarding the complete agenda to the official City newspaper, The New Richmond News, and to all news media who have requested the same as well as posting. Copies of the complete agenda were available for inspection at the City Clerk's office and on the City's website at [www.newrichmondwi.gov](http://www.newrichmondwi.gov). Anyone desiring information as to forthcoming meetings should contact the City Clerk's office.

Roll call was taken.

Members Present: Mayor Horne, Alderman Kittel, Ard, Jackson, Montello, Volkert and Zajkowski

The Pledge of Allegiance was recited.

Alderman Kittel moved to adopt the agenda as presented, seconded by Alderman Montello and carried.

### **Public Comment**

### **Consent Agenda**

1. Approval of the Minutes from the Previous Regular Council Meeting, July 10, 2017 at 7:00 p.m. and Special Council Meeting, July 21, 2017 at 8:30 a.m.
2. Applications for License to Serve from Timothy L. Scanlan, New Richmond; Robert W. Canfield, New Richmond; and Marie A. Brims, Star Prairie
3. Application for Direct Seller's Permit from Jameson Russell from Chippewa Valley Exteriors LLC and from Calvin Cooper, Catherine Mael, Isaiah Bauer and Chris Kapecky from Timber Creek Builders LLC
4. Application for Run/Walk Permit
  - a. Five Loaves Food and Clothing Harvest Moon 5K on September 30, 2017 from 6:00 to 8:30 p.m.
  - b. Heritage Days Road Race on September 23, 2017 at 8:00 a.m.
  - c. Alzheimer's Association Walk on September 16, 2017 at 9:30 a.m.
  - d. St. Mary's School Marathon It on October 7, 2017 10:00 a.m. to Noon
5. Application for Street Use Permit for the John Doar History Trail Opening Celebration on August 26, 2017 from 8:00 a.m. to Noon on West First Street from Knowles Avenue to Minnesota Avenue
6. Application for Temporary Class B Beer License from Knights of Columbus at 155 East Fourth Street for September 10, 17, 24, 29, October 1, 8, 15, 22, 27, 29, November 5, 12, 19, 24, 26, December 3, 10, 17 and 29
7. Application for Amplification Permit and Exemption from Loud & Unnecessary Noise from Westfield's Hospital for August 15, 2017 5:00 to 8:00 p.m.

8. Application for Taxicab License from Elijah Omweno of Magena SMV Transport & Taxi Service

9. Donations for K-9 Program:

\$50 Carolyn Craig  
\$100 Bill Buffie  
\$5,000 Kvitek Family  
\$5,000 Westconsin Credit Union  
\$5,000 Westfields Hospital  
\$100 Bob Meyer  
\$100 Mike and Coba Darrow  
\$100 Sharon and James Beebe  
\$500 Mike and Liz Montello  
\$100 Wayne Tubbs  
\$10,921 Anonymous  
\$20 Sharon Fall  
\$256.19 Olivia Naser and Friends

10. Payment of VO#60954 through VO#61076 totaling \$687,084.07 plus electronic fund transfers of \$2,746,471.40 for a grand total of \$3,433,555.47

General Fund	\$773,755.02
Impact Fees Fund	24,795.79
Cemetery Fund	986.12
CDBG - Housing	8,770.00
Debt Service Fund	2,190,744.41
Capital Projects	221,372.04
Capital Replacement Fund	1,800.00
Landfill Cleanup Fund	6,574.90
TID District #10	254.92
TID District #6	8,749.24
Storm Water Utility	172,511.58
Park Land Trust Fund	23,241.45

Alderman Montello moved to approve the consent agenda as presented, seconded by Alderman Ard and carried.

### **Mayor's Reading Challenge**

Kim Hennings, Library Director, thanked Williamson and Siler and Bernard's Northtown for sponsoring the medals for Mayor Fred's reading challenge. The Library had 722 participants in the summer reading program and over 2,500 people participated in programs and events. Kim read the names of the kids who participated and completed the reading challenge. Each child received a medal, certificate and handshake from Mayor Horne. A picture was taken of all of the kids present at the meeting.

### **Department Reports**

**Administration** – Mike Darrow stated the John Doar Trail Celebration will be August 24-26. The celebration will begin with a community picnic sponsored by New Richmond Utilities at the Heritage Center on August 24, 2017 5:30 to 8:00 p.m. The movie *Selma* will be played at dusk. Noah Wiedenfeld explained the other events planned. On August 25, the movie *Hidden Figures* will played at the Old Gem Theater at 10:00 a.m. There will be two panel discussions at 1:00 p.m. and 3:00 p.m. on August 25 at WITC. The panel discussion will be recorded for those unable to attend. The Grand Opening Ceremony for the John Doar History Trail at the Mill Pond will take place at 10:00 a.m. on Saturday morning.

Finance –Rae Ann Ailts stated she is working with staff on the 2018 general fund operating budget and updating the five year capital improvement plan. The preliminary equalized value for the City is in and our value increased by 9% to just over \$717,000,000.

Community Development – Beth Thompson stated there have been several ribbon cuttings for new businesses including the Loan Depot which is located in the Chamber office. There will be a ribbon cutting for SF Insurance on August 23; for Westfields on August 29; and Family Therapy Associates on September 8. Also, the first draft of the existing conditions for the Comprehensive Plan was just completed.

Public Works – Michael Mroz gave an update on street projects. On North Fourth Street they will be starting final grading this week and pouring curb in the next two to three weeks. Paperjack Bend water and sewer is installed and curb will be poured later this week. James Place has all the curb in and will be ready for asphalt later this week. The Public Works Department has been doing a lot of work on the John Doar History Trail including setting riprap, pouring concrete pads, installing lighting, etc.

Police – Craig Yehlik reported that over 200 people attended the National Night Out event and they raised \$600 to be split between Halos of the St. Croix Valley and Five Loaves backpack program. Craig thanked the sponsors and volunteers for their help with this event. The Citizens Academy will be starting on September 21, 2017. If you are interested, you can apply at the Police Department. This is a seven week program on Thursdays starting at 6:30 p.m. A training audit has been completed for the Police Department and all officers have met state requirements for firearms recertification and emergency vehicle operations. They also had many extra hours of specialized training including death investigation, field training, evidence technician, interviewing sexual predators, child interviewing, etc.

Fire – Mayor Horne reported that there were 20 incidents in July. The new fire truck is in service now and the firefighters are very thankful for this new truck.

Airport – MaryKay Rice stated there has been a noticeable uptick in requests for new hangars recently. The Governor has been to the airport three times in the last two months which is great because it means there is a lot of interest in the area. The runway sweeper has arrived and needs to be assembled, but will be ready for service when snow falls. There are three more chances to enjoy a free lunch at the airport the next three Wednesdays at noon.

#### **VFW Request**

Ken House gave a presentation regarding the VFW's request to construct a building in Freedom Park that would include space for them, the Senior Center, a healing garden and patio area. The estimated cost is \$1.5 to \$2 million. They have raised \$200,000 and would like the City to match that amount over time. Discussion followed. The VFW requested authorization to build a veterans center with community space in Freedom Park. Alderman Ard moved to table this item until the August 28 work session, seconded by Alderman Montello and carried.

#### **Resolution Opposing AB 399 & SB 309**

Alderman Ard explained these bills were drafted in response to a property owner in the Town of Somerset who is unable to operate an event center on their property in the Lower St. Croix Riverway. The designation of St. Croix National and Scenic Riverway for the Lower St. Croix Riverway established easements which run with the land under the administration of the National Park Service. The proposed bills would relieve the DNR of oversight and mandate St. Croix County, the Town of Somerset, and towns, villages and cities on the Lower St. Croix to accept state rezoning in contradiction to current law and the rural character of the Lower St. Croix River. This would relieve municipalities of local control. Representatives from the Town of Somerset and

Town of St. Joseph expressed their opposition to these bills. Considerable discussion followed. Alderman Ard moved to approve the resolution, seconded by Alderman Kittel. Upon voting, Alderman Kittel and Ard voted yes. Alderman Zajkowski, Montello and Volkert voted no. Alderman Jackson abstained so it was a tie vote. Mayor Horne voted no so the motion failed.

### **Mayor's Appointments**

Mayor Horne appointed Bob Condon to the Housing Authority to replace Delores Quinn and David Tyvoll to the Plan Commission to replace Kyle Hinrichs. Alderman Montello moved to confirm these appointments, seconded by Alderman Ard and carried.

### **Naming of John Doar History Trail**

The Park Board recommending renaming Mill Pond Trail as the John Doar History Trail. Alderman Montello moved to accept this recommendation, seconded by Alderman Ard and carried.

### **John Doar History Trail Proclamation**

Alderman Montello offered the following resolution and moved for its adoption:

RESOLUTION #081701

PROCLAIMING AUGUST 26, 2017 AS "JOHN DOAR DAY"

IN THE CITY OF NEW RICHMOND

WHEREAS, on Saturday, August 26, 2017, John Doar will be recognized by his hometown of New Richmond, Wisconsin and the grand opening of the John Doar History Trail; and

WHEREAS, John Doar grew up in New Richmond, Wisconsin and spent his early career practicing law with his father, W.T. Doar, and his cousin, future governor Warren Knowles; and

WHEREAS, John Doar served in Civil Rights Division of the United States Department of Justice from 1960 to 1967, where he rose to the position of assistant attorney general, or top lawyer, in charge of the Division; and

WHEREAS, John Doar took the values that he learned at a young age growing up in New Richmond – hard work, honesty, integrity, commitment to doing what's right, attention to detail, respect for all – with him wherever he went and never forgot his hometown roots; and

WHEREAS, John Doar was awarded the President's Award for Distinguished Civilian Service by President Lyndon B. Johnson; and

WHEREAS, John Doar prosecuted some of the most notorious cases of murder and violence in the South in the 1960s and was instrumental in changing the region's pattern of race-based politics based on voter discrimination; and

WHEREAS, John Doar served as special counsel to the Judiciary Committee of the House of Representatives during its impeachment inquiry into the conduct of President Richard Nixon; and

WHEREAS, John Doar was awarded the Presidential Medal of Freedom in 2012 by President Barack Obama; and

WHEREAS, construction of the John Doar History Trail, generously funded by the late Tom Doar in honor of his brother, will ensure that John's legacy is remembered and celebrated by future generations;

NOW, THEREFORE, I, Mayor Fred Horne, do hereby proclaim Saturday, August 26, 2017 as JOHN DOAR DAY throughout the City of New Richmond and I commend this observance to all of our citizens.

Motion was seconded by Alderman Ard and carried.

### **Plan Commission Recommendations**

The Development Review Committee and Plan Commission recommend adopting Ordinance #496 amending Table 11 of the Zoning Ordinance, removing height limits for wall signs. Such regulation is not necessary in consideration of other provisions of the Zoning Ordinance and does not allow for effective use of wall signs for business identification purposes. Alderman Montello moved to suspend the rules and adopt Ordinance #496, seconded by Alderman Jackson and carried.

The Development Review Committee and the Plan Commission recommend approval of Ordinance #497 annexing the Dionisopoulos property with Z2 zoning. Alderman Ard moved to suspend the rules and adopt Ordinance #497, seconded by Alderman Zajkowski and carried.

The Development Review Committee and the Plan Commission recommend approval of Ordinance #498 annexing the Krumm Property with Z3 Zoning and the City to pay the State review fees of \$400. Alderman Montello moved to suspend the rules and adopt Ordinance #498, seconded by Alderman Kittel and carried.

The Development Review Committee and the Plan Commission recommend approval of the Certified Survey Map for DCCI Land Planners subject to the following conditions:

1. All street construction plans shall be subject to review and approval of the Public Works Director.
2. The proposed names, Morgan Drive and Evan Court, within the CSM shall be subject to review and approval of the City Council.
3. All utility issues shall be subject to review and approval of the Public Works Director.
4. All grading, drainage, and erosion control plans shall be subject to review and approval of the Public Works Director; the development agreement shall specify that the developer is required to make regional stormwater improvements during construction necessary for the development.
5. Park dedication requirements are to be subject to review and approval of the Park Board prior to review of the CSM by the Plan Commission or approval of the City Council.
6. Outlot 1 shall be conveyed to the Richmond Prairie homeowners association.
7. The developer (and owner of record if different) shall execute a development agreement with the City upon approval of the subdivision as required by Section 117-24 of the Subdivision Ordinance as drafted by the City Attorney and subject to approval of the City Council.

Alderman Zajkowski moved to approve the CSM with the conditions and the City to pay State review fees of \$400, seconded by Alderman Montello and carried.

The Plan Commission recommended approval of the following list of airport projects for which the Airport Commission has requested the use of Federal and State funds:

- 1) Snow removal and mowing equipment
- 2) Crack fill and seal coat airport pavement
- 3) Reconstruct, strengthen and expand north aircraft parking ramp, including concrete pads
- 4) Reconstruct and expand the south ramp
- 5) Reconstruct and strengthen taxiways
- 6) Replace rotating beacon
- 7) Complete perimeter fencing
- 8) Conduct wildlife site visit
- 9) Clear and maintain runway approaches
- 10) Any necessary related work

Alderman Zajkowski moved to approve the list of projects as presented, seconded by Alderman Kittel and carried.

#### **Single Axle Plow Truck Bids**

Michael Mroz explained the bids received for the single axle plow truck.

<b>Dealer</b>	<b>Truck Price</b>	<b>Additional Equipment Price</b>	<b>Total</b>
Boyer	199,194.53	\$,3350 Pre-wet system	202,544.53
Astleford	160,000.00	3,350 Pre-wet system	163,350.00

Nuss	158,000.00	30,350.00	188,350.00
La Crosse Truck	149,354.22	30,350.00	179,704.22

The recommendation is to purchase the truck from Astleford for \$163,350 which includes the pre-wet system. This truck is a demo with 3,000 miles on it, but the company will still give us a three year bumper-to-bumper warranty. It comes with a rear wing, underbody blade and electronic controls. The City bonded \$140,000 for this truck. We are proposing to take \$25,000 from the stormwater utility and the sale of the truck this is replacing will offset the amount paid by the stormwater utility. There was question regarding the brine system. Michael explained the brine wets the salt before it hits the pavement which helps so that it sticks to the pavement and keeps the concentration of salt in traffic lanes. Alderman Montello moved to approve purchasing the truck from Astleford with the pre-wet system for a total of \$163,350 as recommended, seconded by Alderman Ard and carried.

### **Second Quarter Financial Review**

Rae Ann Ailts presented the Second Quarter financial review.

### **2018 Budget Update**

Rae Ann Ailts explained that staff has been working on the budget identifying opportunities and challenges in the coming year. Personnel, operation and equipment needs have been identified. The next step will be to present the first draft of the budget at the August 28 work session along with the five year capital improvement plan. Community engagement is planned for September which will include a short video. A revised draft will be presented in September or October and the budget hearing is planned for late November or early December.

### **Ordinance #499 Amending Section 50-291 Restricted Areas for Sex Offenders**

Nick Vivian and Craig Yehlik explained the changes in the proposed ordinance regarding restricted areas for sex offenders. Discussion followed. Alderman Montello moved to suspend the rules and adopt Ordinance #499, seconded by Alderman Ard and carried.

### **Resolution Opposing Assembly Bill 361**

Scottie Ard explained the bill would require a referendum for any new or existing wheel tax. This bill is opposed by the League of Municipalities and the Wisconsin Counties Association. Discussion followed. Alderman Zajkowski moved to approve the resolution, seconded by Alderman Ard. Upon voting, Alderman Zajkowski, Kittel and Ard voted yes. Alderman Volkert, Jackson and Montello voted no. Mayor Horne broke the tie vote with a no vote, motion failed.

### **Proposed Ordinance Amendment for Direct Sellers Permits**

Alderman Ard stated that after the hail storm there were several companies going door-to-door to do repairs. These companies did not have permits. After researching the ordinance, there is no penalty for those who do not get a permit. Alderman Ard would like to implement a penalty. Nick Vivian will draft an ordinance amendment and bring it back to the Council.

### **Purchase Agreement with School District of New Richmond**

City Staff recommends approval of the purchase agreement as presented. The agreement will go before the School Board at their regular August meeting. Alderman Zajkowski moved to approve the agreement as presented, seconded by Alderman Ard and carried.

### **Work Session on August 28, 2017 at 5:30 p.m.**

### **Communications and Miscellaneous**

Any council members wanting to attend the League Conference October 19-21, 2017 should contact Tanya Batchelor.

**Closed Session**

Alderman Montello moved to go into Closed Session per State Statute 19.85 (1)(e)(f)(g) – TID #6 Sale of Land, TID #10 Update, Nuisance Property Issue, and Evergreen Valley –Storm Water Management, seconded by Alderman Ard and carried.

**Open Session**

No action was taken.

Alderman Kittel moved adjourn the meeting, seconded by Alderman Kittel, and carried.

Meeting adjourned at 10:15 p.m.

Tanya Batchelor  
City Clerk